

NOTICE OF INTENT TO ACT UPON A REGULATION

NOTICE OF HEARING FOR THE AMENDMENT AND ADOPTION OF REGULATION OF THE COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION

The Nevada Commission on Professional Standards in Education will hold a public hearing at 8:00 AM on **November 18, 2015 to be video-conferenced in the following Locations:**

Department of Education
9890 South Maryland Pkwy
Board Room
Las Vegas, NV 89183

and

Department of Education
700 East Fifth Street
Board Room
Carson City, NV 89701

and

Great Basin College
1500 College Parkway
McMullen Hall, Rm 110
Elko, NV 89801

The purpose of the hearing is to receive comments from all interested persons regarding the amendments/adoptions of regulations that pertain to Chapter 391 of the Nevada Administrative Code (NAC). If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Commission on Professional Standards in Education may proceed immediately to act upon any written submissions.

The time for the hearing is scheduled as follows:

8:00 A.M. **NAC 391.420 Business and industry endorsement: Programs for which endorsement may be issued. (NRS 388.360, 391.019)** The Superintendent of Public Instruction shall issue to a qualified applicant a business and industry endorsement for a specific program included in a career and technical education group. The programs for which an endorsement may be issued are:... (Added to NAC by Bd. for Vocational Education, eff. 10-26-83; A by Comm'n on Prof. Standards in Education, 9-1-89; R075-00, 6-20-2000; R023-01, 10-22-2001; R026-07, 10-31-2007; R006-13, 10-23-2013)

NOTE: Possible action to adopt may be taken at this meeting.

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. The need and the purpose of the proposed amendments to **NAC 391.420** are based on recommendations from the Nevada Department of Education. Proposed amendments are related to programs for which a Business and Industry Endorsement to a teaching license may be issued.
2. The Subjects and Issues involved in the regulation are those who would be seeking to obtain the Business and Industry Endorsement and recommended changes relating to programs eligible to obtain the endorsement
3. There is no economic effect of the regulation on the business that it regulates.
There is no economic effect of the regulation on the public.
There are no immediate or long-term effects on the public.
4. The estimated cost to the Department of Education for enforcement of the proposed regulations is none.

5. There are no federal laws affecting the proposed regulations and there is no duplication or overlap of state or local governmental agencies.
6. The proposed regulation is not required pursuant to federal law.
7. The proposed regulation does not include provisions which are more stringent than a federal regulation that regulates the same activity.
8. The proposed regulation does not establish a new fee. The proposed regulation does not increase the existing licensure fee.

Persons wishing to comment upon the proposed action of the Commission on Professional Standards in Education may appear at the scheduled public hearing or may address their comments, data, views or arguments, in written form, to the Commission Secretary, Nevada Department of Education, 9890 S. Maryland Parkway, Las Vegas, NV 89183. The Department of Education must receive written submissions **on or before November 4, 2015**. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Commission on Professional Standards in Education may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be amended/adopted will be on file at the State Library and Archives, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be amended/adopted will be available at the Nevada Department of Education, 9890 S. Maryland Parkway, Las Vegas, NV 89183, and in all counties at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available at the State of Nevada Register of Administrative Regulations which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653 and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either prior to adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations: Nevada Department of Education, both locations; 17 Nevada County School District Offices; 17 Nevada Public Libraries; Clark County Classroom Teachers Association; Washoe County Teachers Association; Nevada State Education Association, both locations; and Nevada State Library and Archives.

COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION
PROPOSED REGULATION CHANGES TO NAC 391.420

NAC 391.420 Business and industry endorsement: Programs for which endorsement may be issued. ([NRS 388.360](#), [391.019](#)) The Superintendent of Public Instruction shall issue to a qualified applicant a business and industry endorsement for a specific program **group in a career and technical education, performing arts, or military science**. The programs for which an endorsement may be issued are:

(a) Career and technical education programs listed in NAC 389.803

(b) Performing arts

- a. Ethnic music**
- b. Ethnic dance**
- c. Dance performance**

(c) Military science

a. Military science

- ~~1. Accounting.~~
- ~~2. Advertising design.~~
- ~~3. Agricultural and natural resources science.~~
- ~~4. Agricultural mechanical engineering technology.~~
- ~~5. Air transportation.~~
- ~~6. Airframe, aircraft and power plant.~~
- ~~7. Automotive collision repair.~~
- ~~8. Automotive service technology.~~
- ~~9. Building construction.~~
- ~~10. Building maintenance.~~
- ~~11. Business management and administrative services.~~
- ~~12. Cabinetmaking and millwork.~~
- ~~13. Carpentry.~~
- ~~14. Child care and guidance.~~
- ~~15. Clothing, fashion and textiles.~~
- ~~16. Commercial arts.~~
- ~~17. Communications and media.~~
- ~~18. Computer data processing.~~
- ~~19. Computer maintenance and repair.~~
- ~~20. Computer networking.~~
- ~~21. Computer software.~~
- ~~22. Computer system programming.~~
- ~~23. Computer website design.~~
- ~~24. Cosmetology.~~
- ~~25. Criminal justice.~~
- ~~26. Culinary arts.~~
- ~~27. Dental assistant and dental technician.~~
- ~~28. Dental laboratory.~~
- ~~29. Diesel mechanics.~~
- ~~30. Digital and graphic arts.~~
- ~~31. Drafting and design.~~
- ~~32. Electrical technology.~~
- ~~33. Electronic technology.~~
- ~~34. Emergency medical technology.~~
- ~~35. Engineering technology.~~
- ~~36. Ethnic dance.~~

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- ~~37. Ethnic music.~~
- ~~38. Fashion merchandising.~~
- ~~39. Food science and nutrition.~~
- ~~40. Heating, ventilation and air conditioning.~~
- ~~41. Hospitality, travel and tourism.~~
- ~~42. Interior decorating.~~
- ~~43. Interior design.~~
- ~~44. Manufacturing processes.~~
- ~~45. Marketing.~~
- ~~46. Masonry.~~
- ~~47. Medical assistant and medical technician.~~
- ~~48. Medical laboratory.~~
- ~~49. Medical office management.~~
- ~~50. Metal fabrication.~~
- ~~51. Military science.~~
- ~~52. Nursing occupations.~~
- ~~53. Pharmacy assistant and pharmacy technician.~~
- ~~54. Photography.~~
- ~~55. Physical therapy.~~
- ~~56. Plumbing.~~
- ~~57. Small engines and power equipment.~~
- ~~58. Sports medicine.~~
- ~~59. Stage and theater.~~
- ~~60. Veterinary medicine.~~
- ~~61. Welding, brazing and soldering.~~

(Added to NAC by Bd. for Vocational Education, eff. 10-26-83; A by Comm'n on Prof. Standards in Education, 9-1-89; R075-00, 6-20-2000; R023-01, 10-22-2001; R026-07, 10-31-2007; R006-13, 10-23-2013)



DEPARTMENT OF EDUCATION
700 E. Fifth Street
Carson City, Nevada 89701-5096
(775) 687 - 9200 · Fax: (775)687 - 9101
<http://www.doe.nv.gov>

**SMALL BUSINESS IMPACT STATEMENT
PURSUANT TO NRS 233B.0608**

Date: 10/16/2015

RE: Proposed Adoption of Regulations Revising NAC 391.420 Business and industry endorsement: Programs for which endorsement may be issued. (NRS 388.360, 391.019) The Superintendent of Public Instruction shall issue to a qualified applicant a business and industry endorsement for a specific program included in a career and technical education group. (Added to NAC by Bd. for Vocational Education, eff. 10-26-83; A by Comm'n on Prof. Standards in Education, 9-1-89; R075-00, 6-20-2000; R023-01, 10-22-2001; R026-07, 10-31-2007; R006-13, 10-23-2013)

I, Steve Canavero, Ph.D., being duly appointed Interim Superintendent of Public Instruction, do hereby certify that, to the best of my knowledge or belief:

1. The proposed changes to the regulation NAC 391.420 are not likely to (a) impose a direct or significant economic burden upon a small business, or (b) directly restrict the formation, operation or expansion of a small business.
2. A concerted effort was made to determine any economic burden. The Department of Education has relied on the expert knowledge of Department staff and the Attorney General's Office the impact is solely on school districts and the Department of Education.
3. All relevant materials were reviewed and the Department considered its history with implementing similar regulations; the proposed changes are within the historic scope of the Department's activities and present no new cost of enforcement.
4. Comment has not been solicited from small business, and no summary of their response is provided, because small businesses are not impacted by this regulation and thus no burden or economic impact can be assessed.

I hereby further certify that, to the best of my knowledge or belief, a concerted effort was made to determine the impact of the regulation on small businesses and that the information contained in this statement was prepared properly and is accurate.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Steve Canavero".

Steve Canavero, Ph.D.
Interim Superintendent of Public Instruction

The workshop for [NAC 391.420](#) was held on May 13, 2015.

Director Mike Raponi stated the reasons for requesting the proposed amendments to these sections are twofold. The program listings in NAC 391.420 are outdated. In 2012 the Department redefined Career and Technical Education (CTE) programs. Program is defined by a course sequence that is generally three credits long. Most course sequence at 3 course credits. The State Board governs the programs CTE may offer in NAC 389.803. The list is updated annually.

Motion: Commissioner Wilson made a motion to moved proposed language for NAC 391.420 to public hearing. Motion was seconded by Commissioner Zeh. Motion carried unanimously.